

SENATE RECORD VOTE ANALYSIS

104th Congress
2nd Session

Vote No. 88

April 25, 1996, 7:45 p.m.
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ILLEGAL IMMIGRATION/Procedural Vote

SUBJECT: Immigration Control and Financial Responsibility Act of 1996 . . . S. 1664. Dole motion to table the Simpson amendment No. 3671.

ACTION: MOTION TO TABLE AGREED TO, 53-46

SYNOPSIS: As reported, S. 1664, the Immigration Control and Financial Responsibility Act of 1996, will address the issue of illegal immigration: by increasing the number of Border Patrol and investigative personnel; by establishing pilot programs to improve the system used by employers to verify citizenship or work-authorized alien status; by increasing penalties for alien smuggling and document fraud; by reforming asylum, exclusion, and deportation laws and procedures; and by reducing the use of welfare by aliens.

The Simpson amendment would make falsely representing oneself to be a citizen of the United States to be a ground for exclusion and for deportation.

During debate, Senator Dole moved to table the Simpson amendment.

NOTE: The vote was not on the substance of the amendment, but was one of four votes (vote Nos. 85-88) that were conducted to clear all pending items to the bill. Those items were three first-degree perfecting amendments, a motion to recommit, and amendments to those items that filled all available slots for offering amendments.

The three first-degree perfecting amendments had been offered at the beginning of debate, and were in order to be pending at the same time by unanimous consent. When it became clear that there was an intention on the part of some Senators to offer an amendment on an extraneous subject, the minimum wage, second-degree perfecting amendments were offered to those first-degree amendments. Further, a motion to commit with instructions was made, and first- and second-degree amendments to that motion were offered. These actions left no available parliamentary opening to offer another amendment.

A motion to recommit has precedence over any pending amendments to a bill, so the regular order became the second-degree perfecting amendment to the amendment to the motion to recommit. Amendments in that slot were offered and disposed of while negotiations continued over the terms under which the minimum wage issue might be considered, including whether final votes would

(See other side)

YEAS (53)			NAYS (46)			NOT VOTING (1)	
Republicans (52 or 100%)		Democrats (1 or 2%)	Republicans (0 or 0%)	Democrats (46 or 98%)		Republicans (1)	Democrats (0)
Abraham	Helms	Exon		Akaka	Johnston	McCain- ²	
Ashcroft	Hutchison			Baucus	Kennedy		
Bennett	Inhofe			Biden	Kerrey	EXPLANATION OF ABSENCE: 1—Official Business 2—Necessarily Absent 3—Illness 4—Other SYMBOLS: AY—Announced Yea AN—Announced Nay PY—Paired Yea PN—Paired Nay	
Bond	Jeffords			Bingaman	Kerry		
Brown	Kassebaum			Boxer	Kohl		
Burns	Kempthorne			Bradley	Lautenberg		
Campbell	Kyl			Breaux	Leahy		
Chafee	Lott			Bryan	Levin		
Coats	Lugar			Bumpers	Lieberman		
Cochran	Mack			Byrd	Mikulski		
Cohen	McConnell			Conrad	Moseley-Braun		
Coverdell	Murkowski			Daschle	Moynihan		
Craig	Nickles			Dodd	Murray		
D'Amato	Pressler			Dorgan	Nunn		
DeWine	Roth			Feingold	Pell		
Dole	Santorum			Feinstein	Pryor		
Domenici	Shelby			Ford	Reid		
Faircloth	Simpson			Glenn	Robb		
Frist	Smith			Graham	Rockefeller		
Gorton	Snowe			Harkin	Sarbanes		
Gramm	Specter			Heflin	Simon		
Grams	Stevens			Hollings	Wellstone		
Grassley	Thomas			Inouye	Wyden		
Gregg	Thompson						
Hatch	Thurmond						
Hatfield	Warner						

be held on issues that proponents of the minimum wage have filibustered.

When those negotiations were inconclusive, the 4 votes to clear pending items were held to make it possible to offer a first-degree perfecting amendment that in effect was a substitute amendment. The amendment tree was then again filled, and cloture was filed on the first-degree amendment. Cloture was subsequently invoked on the amendment (see vote No. 90), making all further amendments to it subject to the germaneness requirement.